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FirstNet™



Legal and Regulatory Issues

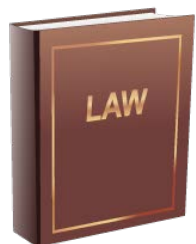
Edward Parkinson

Director of Government Affairs

March 18, 2015



FirstNet Beginnings



THE LAW

2.22.12

FirstNet becomes law
PL 112-96

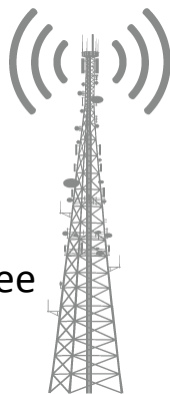
GOVERNANCE



The FirstNet Board has **15** members, including those with telecommunications and public safety backgrounds

Each Governor appoints **1** Single Point of Contact (SPOC) and governing body to represent the state's interests to FirstNet.

40 member Public Safety Advisory Committee (PSAC) advises FirstNet on public safety intergovernmental matters.



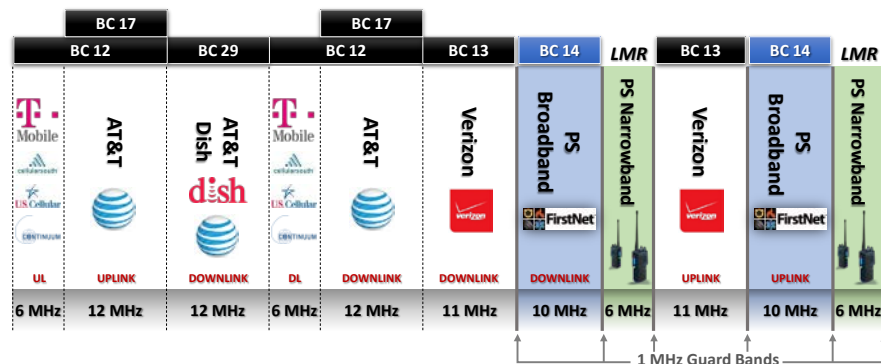
FUNDING



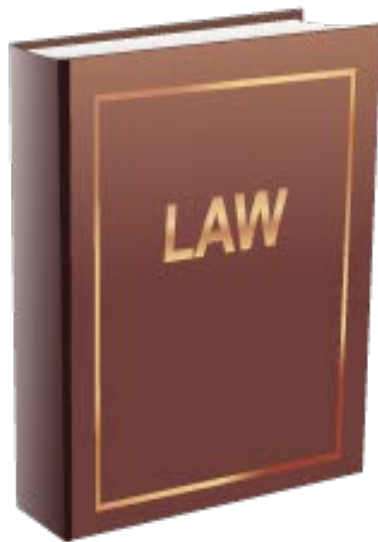
\$7B authorized to build the FirstNet network. Funded by spectrum auctions through 2022.

BAND CLASS (BC) 14

20MHz of bandwidth has been dedicated to public safety in the prime upper **700MHz** frequency range.



Middle Class Tax Relief and Job Creation Act of 2012



“Upon the completion of the request for proposal process...the First Responder Network Authority shall provide to the Governor of each State, or his designee—

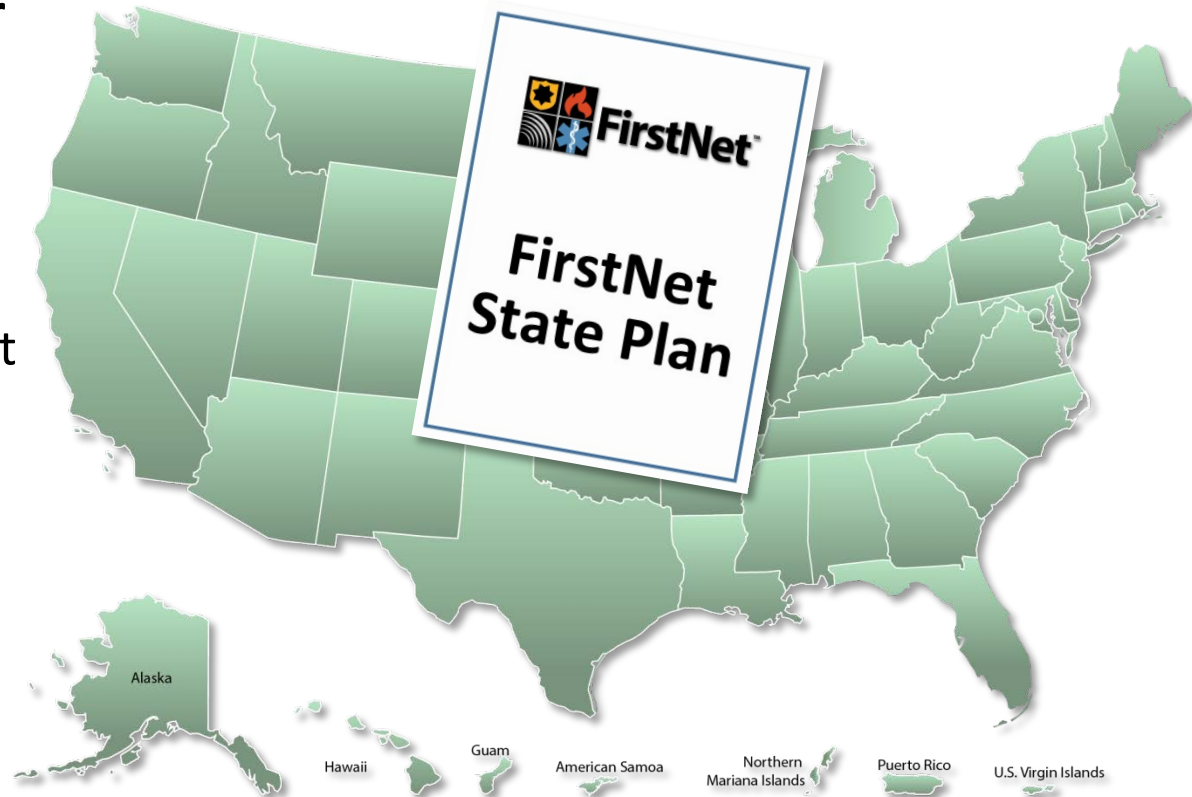
- (A) notice of the completion of the request for proposal process;
- (B) details of the proposed plan for buildout of the nationwide, interoperable broadband network in such State (“State Plan”); and
- (C) the funding level for the State as determined by the NTIA.”

State Plan Process



Under the Act, the Governor has 90 days to choose whether to

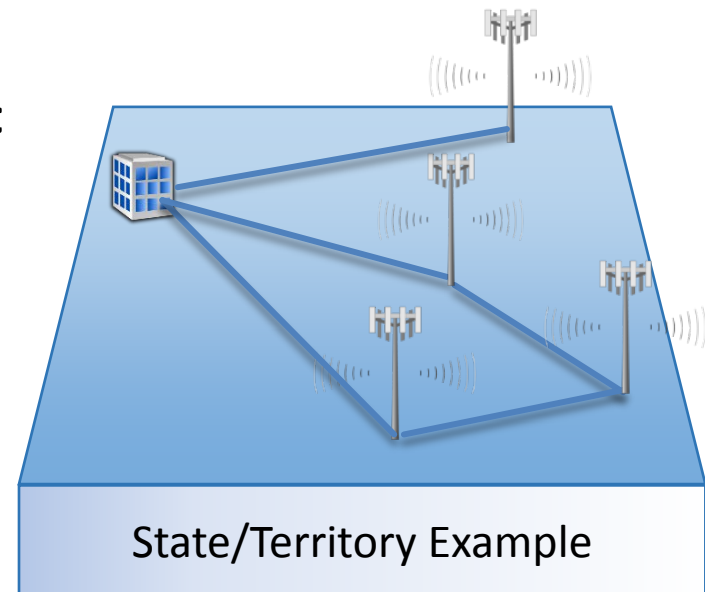
1. Participate in the FirstNet proposed radio access network (RAN) deployment or
2. Assume responsibility to conduct its own state RAN deployment



State Participation in FirstNet Proposed RAN



- **Governor chooses to accept the deployment of the RAN as proposed by FirstNet**
- **FirstNet is responsible for RAN deployment, including the building, operation, and maintenance of the State RAN**
- **The State's public safety entities will be responsible for paying user fees for the FirstNet service, if they adopt the service**



State Conducted RAN Deployment



The state must notify FirstNet, NTIA, and FCC of its decision to deploy a RAN and then:

Complete RFPs within 180 days

- For statewide RAN construction, maintenance, and operation

Develop alternative State plan for RAN deployment

- Must meet minimal interoperability requirements

FCC reviews alternative State plan

- Disapproved – Network deployment follows FirstNet proposed plan
- Approved– State *may* apply to NTIA for a grant for RAN construction, but *must* apply to lease spectrum capacity

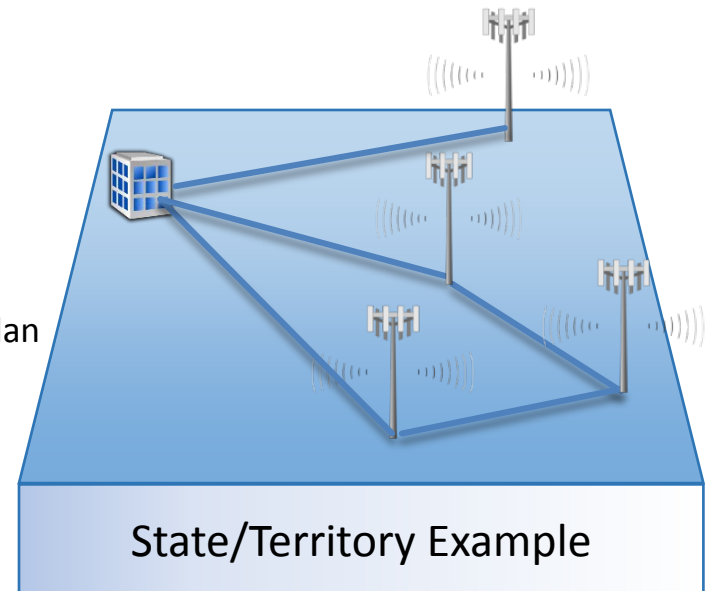
If approved by FCC, apply to NTIA to lease FirstNet spectrum capacity

- Must demonstrate “cost-effectiveness” of state plan
- Must show comparable completion timelines, security, coverage, and quality of service to that of the nationwide public safety broadband network (NPSBN)

Enter into lease with FirstNet

NTIA approves spectrum capacity leasing rights

Pay fees to use FirstNet core



Second Public Notice



- The FirstNet Board voted to release a second public notice seeking comments on certain legislative interpretations under the Act relating to key topics including:
 - Technical Requirements for Equipment Use on the Network
 - Network Policies
 - State Plan Implementation and Decision Process
 - Customer, Operational, and Funding Considerations Regarding State Assumption of Responsibility to Build and Operate a RAN
- The public, including any individual or organization, is invited to submit written comments to the notice either electronically through www.regulations.gov or by mail to the address listed in the notice
- The comment period for this notice closes April 13, 2015



Second Public Notice

March 2015

Congressional Hearings



November 2014:
**House Homeland Security
Subcommittee on Emergency
Preparedness, Response, and
Communications**



March 2015:
**Senate Commerce, Science, and
Transportation Committee**

Fiscal Year 2014 Annual Report to Congress



- Submitted to Congress on March 3, 2015
- Provides comprehensive update on:
 - Progress toward strategic goals
 - Partnerships with local, state, tribal, and federal jurisdictions
 - Development of the organization and culture of excellence
 - FirstNet resources and operations



For further information or questions, please contact
FirstNet Office of Government Affairs at:
governmentaffairs@firstnet.gov



FirstNetTM



Thank You